



Reprinted
March 6, 2018

ENGROSSED HOUSE BILL No. 1007

DIGEST OF HB 1007 (Updated March 5, 2018 3:33 pm - DI 104)

Citations Affected: IC 12-15; IC 12-23; IC 25-23.6; IC 27-8; IC 27-13; IC 31-9; noncode.

Synopsis: Expanding mental health access. Requires the office of Medicaid policy and planning to implement a centralized credentials verification organization and credentialing process. Allows the division of mental health and addiction to grant approval for nine additional opioid treatment programs that: (1) are operated by a hospital; and (2) meet other specified requirements; if the division determines that there is a need for the program in the proposed location. Provides that mental health and addiction forensic treatment services may be administered or coordinated only by a provider certified by the division of mental health and addiction or licensed by the Indiana professional licensing
(Continued next page)

Effective: Upon passage; July 1, 2018.

Kirchhofer, Ziemke, Davisson, Shackleford

(SENATE SPONSORS — HEAD, CHARBONNEAU, STOOPS,
RANDOLPH LONNIE M)

January 8, 2018, read first time and referred to Committee on Public Health.
January 25, 2018, amended, reported — Do Pass.
January 29, 2018, read second time, ordered engrossed. Engrossed.
January 30, 2018, read third time, passed. Yeas 97, nays 0.

SENATE ACTION

February 1, 2018, read first time and referred to Committee on Health and Provider Services.
February 22, 2018, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.
March 1, 2018, reported favorably — Do Pass.
March 5, 2018, read second time, amended, ordered engrossed.

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agency to provide mental health and addiction treatment. (Under current law, a provider may provide services only if the provider is certified or licensed by the division of mental health and addiction.) Repeals current temporary permits for certain occupations and establishes new temporary permits for certain individuals who are pursuing required clinical supervisory hours needed for licensure. Allows clinical social work experience hours obtained under a temporary permit to be counted to supervise work experience requirements if certain conditions are met. Provides that the temporary permits are not renewable. Requires certain policies of accident and sickness insurance to provide coverage for substance abuse or chemical dependency treatment provided by: (1) an addiction counselor; and (2) a marriage and family therapist. Requires: (1) an accident and sickness insurer; and (2) a health maintenance organization; to provide provisional credentialing to a provider for which a credentialing determination is not completed in at least 30 days if certain requirements are met. Urges the legislative council to assign to an appropriate interim study committee the task of studying the impact that opioid treatment programs have on the neighborhoods and communities in the immediate area of the opioid treatment programs.



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March 6, 2018

Second Regular Session of the 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1007

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-15-11-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. A provider desiring
3 to participate in the Medicaid program by providing to individuals
4 eligible for Medicaid services ~~other than physician services provided~~
5 ~~by a managed care provider~~, shall file a provider agreement with the
6 office on forms provided by the office.

7 SECTION 2. IC 12-15-11-5 IS AMENDED TO READ AS
8 FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) A provider who
9 participates in the Medicaid program must comply with the enrollment
10 requirements that are established under rules adopted under IC 4-22-2
11 by the secretary.

12 (b) A provider who participates in the Medicaid program may
13 be required to use the centralized credentials verification
14 organization established in section 9 of this chapter.

15 SECTION 3. IC 12-15-11-9 IS ADDED TO THE INDIANA CODE
16 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
17 1, 2018]: Sec. 9. (a) The office shall implement a centralized

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1 credentials verification organization and credentialing process
2 that:

3 (1) uses a common application, as determined by provider
4 type;

5 (2) issues a single credentialing decision applicable to all
6 Medicaid programs, except as determined by the office;

7 (3) recredentials and revalidates provider information not less
8 than once every three (3) years;

9 (4) requires attestation of enrollment and credentialing
10 information every six (6) months; and

11 (5) is certificated or accredited by the National Committee for
12 Quality Assurance or its successor organization.

13 (b) A managed care organization or contractor of the office may
14 not require additional credentialing requirements in order to
15 participate in a managed care organization's network. However, a
16 contractor may collect additional information from the provider
17 in order to complete a contract or provider agreement.

18 (c) A managed care organization or contractor of the office is
19 not required to contract with a provider.

20 (d) A managed care organization or contractor of the office
21 shall:

22 (1) send representatives to meetings and participate in the
23 credentialing process as determined by the office; and

24 (2) not require additional credentialing information from a
25 provider if a non-network credentialed provider is used.

26 (e) Except when a provider is no longer enrolled with the office,
27 a credential acquired under this chapter is valid until
28 recredentialing is required.

29 (f) An adverse action under this section is subject to IC 4-21.5.

30 (g) The office may adopt rules under IC 4-22-2 to implement
31 this section.

32 (h) The office may adopt emergency rules to implement this
33 section. However, an emergency rule adopted under this section
34 expires the earlier of:

35 (1) one (1) year after the rule was accepted for filing under
36 IC 4-22-2-37.1(e); or

37 (2) June 30, 2019.

38 This subsection expires July 1, 2019.

39 (i) The office shall report the timeliness of determinations made
40 under this section to the legislative council in an electronic format
41 under IC 5-14-6 not later than December 31, 2018. This subsection
42 expires January 1, 2019.



SECTION 4. IC 12-15-22-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. If after investigation the office determines that a provider has violated a Medicaid statute or rule adopted under a Medicaid statute, the office may impose at least one (1) of the following sanctions:

(1) Denial of payment to the provider for Medicaid services provided during a specified time.

(2) Rejection of a prospective provider's application for participation in the Medicaid program.

(3) Termination of a provider agreement permitting a provider's participation in the Medicaid program.

(4) Assessment of a civil penalty against the provider in an amount not to exceed three (3) times the amount paid to the provider in excess of the amount that was legally due.

(5) Assessment of an interest charge, at a rate not to exceed the rate established by IC 24-4.6-1-101(2) for judgments on money, on the amount paid to the provider in excess of the amount that was legally due. The interest charge accrues from the date of the overpayment to the provider.

(6) Exclusion from the Medicaid program for a period of time consistent with 42 U.S.C. 1320a-7 et seq.

SECTION 5. IC 12-23-18-5.5, AS AMENDED BY P.L.209-2015, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5.5. (a) The division may not grant specific approval to be a new opioid treatment program. This section does not apply to applications for new opioid treatment programs:

(1) pending prior to March 1, 2007; or

(2) that are operated by a hospital licensed under IC 16-21, an institution licensed under IC 12-25, or a certified community mental health center:

(A) within the licensed hospital, institution, or center; or

(B) in a separate office that meets federal opioid treatment program requirements; and that meets the requirements of this section.

(b) A hospital licensed under IC 16-21, an institution licensed under IC 12-25, or a certified community mental health center may apply to the division to operate an opioid treatment program. Upon approval, the hospital, institution, or community mental health center may operate an opioid treatment program in compliance with this chapter and federal law.

(c) Before June 30, 2018, the division may approve the operation of not more than five (5) additional opioid treatment programs described



in subsection (a)(2) only if the division determines as described in subsection ~~(e)~~ **(f)** that there is a need for a new opioid treatment program in the proposed location and the requirements of this chapter are met.

(d) Beginning July 1, 2018, the division may approve the operation of not more than nine (9) additional opioid treatment programs described in subsection (a)(2) only if the division determines as described in subsection (f) that there is a need for a new opioid treatment program in the proposed location and the requirements of this chapter are met.

~~(d)~~ **(e)** Not later than June 30, 2018, the division shall report to the general assembly in an electronic format under IC 5-14-6 concerning whether any new opioid treatment programs have been approved under subsection (c). The report must include the following:

- (1) The impact on access to opioid treatment programs.
- (2) The number of individuals served in the opioid treatment programs approved under subsection (c).
- (3) Treatment outcomes for individuals receiving services in the opioid treatment programs approved under subsection (c).
- (4) Any recommendations the division has concerning future treatment programs.

~~(e)~~ **(f)** The division shall adopt rules under IC 4-22-2 setting forth the manner in which the division will determine whether there is a need for a new opioid treatment program in a proposed program location's geographic area.

SECTION 6. IC 12-23-19-3, AS AMENDED BY P.L.203-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. Except as provided in IC 12-23-19.5, mental health and addiction forensic treatment services may be administered or coordinated only by a provider certified ~~or licensed~~ by the division of mental health and addiction **or licensed by the Indiana professional licensing agency to provide mental health and addiction treatment services.**

SECTION 7. IC 25-23.6-5-3.5, AS AMENDED BY P.L.192-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3.5. (a) The applicant for a license as a clinical social worker must have at least two (2) years of clinical social work experience after receiving a graduate degree in social work and under the supervision of a qualified supervisor as determined by the board.

(b) If an individual is obtaining the clinical social work experience described in subsection (a) in Indiana, the individual must be licensed as a social worker under section 1 of this chapter.



(c) A doctoral internship may be applied toward the supervised clinical social work experience requirement.

(d) Except as provided in subsection (e), the clinical social work experience requirement may be met by work performed at or away from the premises of the qualified supervisor.

(e) The clinical social work requirement may not be performed away from the qualified supervisor's premises if:

(1) the work is the independent private practice of clinical social work; and

(2) the work is not performed at a place with the supervision of a qualified supervisor available.

(f) Any supervised clinical social work experience hours that an applicant accumulates under this chapter **after being licensed as a social worker under section 1 of this chapter** do not expire and may be used by the applicant to satisfy the supervised clinical social work experience requirements under this chapter.

(g) After obtaining a temporary permit under section 11(e) of this chapter, any supervised clinical social work experience hours that an applicant accumulates under this chapter before the temporary permit expires may be used by the applicant to satisfy the supervised clinical social work experience requirements under this chapter during the following time after the applicant obtained the temporary permit:

(1) For not more than four (4) years.

(2) After the four (4) year period, if approved by the board.

SECTION 8. IC 25-23.6-5-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) The board may issue a temporary permit to an individual to profess to be a social worker or clinical social worker if the individual pays a fee and the individual **meets the requirements set forth in subsection (b).**

(1) has a valid license or certificate to practice from another state and the individual has passed an examination substantially equivalent to the level for which licensure is being requested;

(2) is practicing in a state that does not license or certify social workers or clinical social workers, but is certified by a national association approved by the board and the individual has applied for a license from the board; or

(3) has been approved by the board to take the examination and has graduated from a school or program approved by the board and the individual has completed any experience requirement.

(b) a temporary permit expires the earlier of:

(1) the date the individual holding the permit is issued a license



under this article;

(2) the date the board disapproves the individual's license application; or

(3) one hundred eighty (180) days after the initial permit is issued.

(c) The board may renew a temporary permit if the individual holding the permit was scheduled to take the next examination and the individual:

(1) did not take the examination; and

(2) shows good cause for not taking the examination.

(d) A permit renewed under subsection (c) expires on the date the individual holding the permit receives the results from the next examination given after the permit was issued; and may not be extended if the applicant has failed the examination.

The board shall issue a temporary permit to practice social work to an individual who:

(1) meets the educational requirements for a license as a social worker; and

(2) pays a fee for the temporary permit set by the board.

A temporary permit issued under this subsection expires one (1) year after the date the permit is issued, without regard to the number of times the individual passes or fails the required examination to become a licensed social worker. The temporary permit may not be renewed.

SECTION 9. IC 25-23.6-8-1.5, AS ADDED BY P.L.134-2008, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. **(a)** An individual who applies for a license as a marriage and family therapist associate must meet the following requirements:

(1) Furnish satisfactory evidence to the board that the individual has:

(A) received a master's or doctor's degree in marriage and family therapy, or in a related area as determined by the board from an institution of higher education that meets the requirements under section 2.1(a)(1) of this chapter or from a foreign school that has a program of study that meets the requirements under section 2.1(a)(2) or 2.1(a)(3) of this chapter; and

(B) completed the educational requirements under section 2.5 of this chapter.

(2) Furnish satisfactory evidence to the board that the individual does not have a conviction for a crime that has a direct bearing on the individual's ability to practice competently.



(3) Furnish satisfactory evidence to the board that the individual has not been the subject of a disciplinary action by a licensing or certification agency of another state or jurisdiction on the grounds that the individual was not able to practice as a marriage and family therapist associate without endangering the public.

(4) Pay the fee established by the board.

(5) Pass an examination provided by the board.

(b) The board shall issue an associate temporary permit to practice marriage and family therapy to an individual who:

(1) meets the educational requirements for a license as a marriage and family therapist;

(2) is pursuing the required clinical supervisory hours for a license as a marriage and family therapist; and

(3) pays a fee for the temporary permit set by the board.

An associate temporary permit issued under this subsection expires one (1) year after the date the permit is issued, without regard to the number of times the individual passes or fails the required examination to become a licensed marriage and family therapist. The temporary permit may not be renewed.

SECTION 10. IC 25-23.6-8-10 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 10: (a) The board may issue a temporary permit to an individual to profess to be a marriage and family therapist if the individual pays a fee and the individual:

(1) has a valid license or certificate to practice from another state and the individual has applied for a license from the board;

(2) is practicing in a state that does not license or certify marriage and family therapists, but is certified by a national association approved by the board and the individual has applied for a license from the board; or

(3) has been approved by the board to take the examination and has graduated from a school or program approved by the board and the individual has completed any experience requirement.

(b) A temporary permit expires the earlier of:

(1) the date the individual holding the permit is issued a license under this article;

(2) the date the board disapproves the individual's license application; or

(3) one hundred eighty (180) days after the initial permit is issued.

(c) The board may renew a temporary permit if the individual holding the permit was scheduled to take the next examination and the individual:

(1) did not take the examination; and



(2) shows good cause for not taking the examination.

(d) A permit renewed under subsection (c) expires on the date the individual holding the permit receives the results from the next examination given after the permit was issued.

SECTION 11. IC 25-23.6-8.5-1.5, AS ADDED BY P.L.84-2010, SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. (a) An individual who applies for a license as a mental health counselor associate must meet the following requirements:

(1) Furnish satisfactory evidence to the board that the individual has:

(A) received a master's or doctor's degree in mental health counseling therapy or in a related area as determined by the board from an institution of higher education that meets the requirements under section 2 of this chapter or from a foreign school that has a program of study that meets the requirements under section 2(3)(A) or 2(3)(B) of this chapter; and

(B) completed the educational requirements under section 3 of this chapter.

(2) Furnish satisfactory evidence to the board that the individual does not have a conviction for a crime that has a direct bearing on the individual's ability to practice competently.

(3) Furnish satisfactory evidence to the board that the individual has not been the subject of a disciplinary action by a licensing or certification agency of another state or jurisdiction on the grounds that the individual was not able to practice as a mental health counselor associate without endangering the public.

(4) Pay the fee established by the board.

(5) Pass an examination provided by the board.

(b) The board shall issue an associate temporary permit to practice mental health counseling to an individual who:

(1) meets the educational requirements for a license as a mental health counselor;

(2) is pursuing the required clinical supervisory hours for a license as a mental health counselor; and

(3) pays a fee for the temporary permit set by the board.

An associate temporary permit issued under this subsection expires one (1) year after the date the permit is issued, without regard to the number of times the individual passes or fails the required examination to become a licensed mental health counselor. The temporary permit may not be renewed.

SECTION 12. IC 25-23.6-8.5-10 IS REPEALED [EFFECTIVE



JULY 1, 2018]. Sec. 10: (a) The board may issue a temporary permit to an individual to profess to be a mental health counselor if the individual pays a fee and the individual:

(1) has a valid license or certificate to practice from another state and the individual has applied for a license from the board;

(2) is practicing in a state that does not license or certify mental health counselors; but is certified by a national association approved by the board and the individual has applied for a license from the board; or

(3) has been approved by the board to take the examination and has graduated from a school or program approved by the board and the individual has completed any experience requirement.

(b) A temporary permit expires the earlier of:

(1) the date the individual holding the permit is issued a license under this article; or

(2) the date the board disapproves the individual's license application.

(c) The board may renew a temporary permit if the individual holding the permit was scheduled to take the next examination and the individual:

(1) did not take the examination; and

(2) shows good cause for not taking the examination.

(d) A permit renewed under subsection (c) expires on the date the individual holding the permit receives the results from the next examination given after the permit was issued.

SECTION 13. IC 25-23.6-10.5-1.5, AS ADDED BY P.L.225-2017, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. (a) An individual who applies for a license as an addiction counselor associate must meet the following requirements:

(1) Furnish satisfactory evidence to the board that the individual has:

(A) received a baccalaureate or higher degree in addiction counseling, or in a related area as determined by the board from:

(i) an eligible postsecondary educational institution that meets the requirement under section 3(1) of this chapter; or

(ii) a foreign school that has a program of study that meets the requirement under section 3(2) or 3(3) of this chapter;

and

(B) completed the educational requirements under section 5 of this chapter.

(2) Furnish satisfactory evidence to the board that the individual



1 does not have a:

2 (A) conviction for a crime of violence (as defined in
3 IC 35-50-1-2(a)(1) through IC 35-50-1-2(a)(18)); or

4 (B) conviction in the previous two (2) years that has a direct
5 bearing on the individual's ability to practice competently.

6 (3) Furnish satisfactory evidence to the board that the individual
7 has not been the subject of a disciplinary action by a licensing or
8 certification agency of another state or jurisdiction on the grounds
9 that the individual was not able to practice as an addiction
10 counselor associate without endangering the public.

11 (4) Pass an examination established by the board.

12 (5) Pay the fee established by the board.

13 **(b) The board shall issue an associate temporary permit to**
14 **practice addiction counseling or clinical addiction counseling to an**
15 **individual who:**

16 **(1) meets the educational requirements for a license as an**
17 **addiction counselor or clinical addiction counselor;**

18 **(2) is pursuing the required clinical supervisory hours for a**
19 **license as an addiction counselor or clinical addiction**
20 **counselor; and**

21 **(3) pays a fee for the temporary permit set by the board.**

22 **An associate temporary permit issued under this subsection expires**
23 **one (1) year after the date the permit is issued, without regard to**
24 **the number of times the individual passes or fails the required**
25 **examination to become a licensed addiction counselor or clinical**
26 **addiction counselor. The temporary permit may not be renewed.**

27 **SECTION 14. IC 25-23.6-10.5-10 IS REPEALED [EFFECTIVE**
28 **JULY 1, 2018]. Sec. 10: (a) The board may issue a temporary permit**
29 **to allow an individual to profess to be a licensed addiction counselor**
30 **or licensed clinical addiction counselor if the individual pays a fee**
31 **established by the board and the individual:**

32 **(1) has a valid license or certificate to practice from another state**
33 **and the individual has applied for a license from the board;**

34 **(2) is practicing in a state that does not license addiction**
35 **counselors or therapists but is certified by a national association**
36 **approved by the board and the individual has applied for a license**
37 **from the board; or**

38 **(3) has been approved by the board to take the examination and**
39 **has graduated from a school or program approved by the board**
40 **and the individual has completed any experience requirement.**

41 **(b) A temporary permit issued under this section expires the earliest**
42 **of:**



(1) the date the individual holding the permit is issued a license under this article;

(2) the date the board disapproves the individual's license application; or

(3) one hundred eighty (180) days after the initial permit is issued.

(c) The board may renew a temporary permit if the individual holding the permit is scheduled to take the next examination and the individual:

(1) does not take the examination; and

(2) shows good cause for not taking the examination.

(d) A permit renewed under subsection (c) expires on the date the individual holding the permit receives the results from the next examination given after the permit was issued.

SECTION 15. IC 27-8-6-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) As used in this section, "policy of accident and sickness insurance" has the meaning set forth in IC 27-8-5-1.

(b) A policy of accident and sickness insurance that provides coverage for substance abuse or chemical dependency treatment shall provide the coverage for substance abuse or chemical dependency treatment that is:

(1) rendered by:

(A) an addiction counselor; or

(B) a clinical addiction counselor;

who is licensed under IC 25-23.6-10.5; and

(2) within the scope of practice of the addiction counselor or clinical addiction counselor.

(c) A policy of accident and sickness insurance that provides coverage for substance abuse or chemical dependency treatment shall provide the coverage for substance abuse or chemical dependency treatment that is rendered by a marriage and family therapist licensed under IC 25-23.6-8 if the rendered service is within the scope of practice of the marriage and family therapist.

(d) This section does not require a policy of accident and sickness insurance to provide coverage for substance abuse or chemical dependency treatment generally.

SECTION 16. IC 27-8-11-7, AS ADDED BY P.L.26-2005, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) This section applies to an insurer that issues or administers a policy that provides coverage for basic health care services (as defined in IC 27-13-1-4).

(b) The department of insurance shall prescribe the credentialing



1 application form used by the Council for Affordable Quality Healthcare
2 (CAQH) in electronic or paper format, which must be used by:

- 3 (1) a provider who applies for credentialing by an insurer; and
- 4 (2) an insurer that performs credentialing activities.

5 (c) An insurer shall notify a provider concerning a deficiency on a
6 completed credentialing application form submitted by the provider not
7 later than thirty (30) business days after the insurer receives the
8 completed credentialing application form.

9 (d) An insurer shall notify a provider concerning the status of the
10 provider's completed credentialing application not later than:

- 11 (1) sixty (60) days after the insurer receives the completed
12 credentialing application form; and
- 13 (2) every thirty (30) days after the notice is provided under
14 subdivision (1), until the insurer makes a final credentialing
15 determination concerning the provider.

16 **(e) Notwithstanding subsection (d), if an insurer fails to issue a**
17 **credentialing determination within thirty (30) days after receiving**
18 **a completed credentialing application form from a provider, the**
19 **insurer shall provisionally credential the provider if the provider**
20 **meets the following criteria:**

- 21 **(1) The provider has submitted a completed and signed**
22 **credentialing application form and any required supporting**
23 **material to the insurer.**
- 24 **(2) The provider was previously credentialed by the insurer**
25 **in Indiana and in the same scope of practice for which the**
26 **provider has applied for provisional credentialing.**
- 27 **(3) The provider is a member of a provider group that is**
28 **credentialed and a participating provider with the insurer.**
- 29 **(4) The provider is a network provider with the insurer.**

30 **(f) The criteria for issuing provisional credentialing under**
31 **subsection (e) may not be less stringent than the standards and**
32 **guidelines governing provisional credentialing from the National**
33 **Committee for Quality Assurance or its successor organization.**

34 **(g) Once an insurer fully credentials a provider that holds**
35 **provisional credentialing, reimbursement payments under the**
36 **contract shall be retroactive to the date of the provisional**
37 **credentialing. The insurer shall reimburse the provider at the rates**
38 **determined by the contract between the provider and the insurer.**

39 **(h) If an insurer does not fully credential a provider that is**
40 **provisionally credentialed under subsection (e), the provisional**
41 **credentialing is terminated on the date the insurer notifies the**
42 **provider of the adverse credentialing determination. The insurer**



1 is not required to reimburse for services rendered while the
2 provider was provisionally credentialed.

3 SECTION 17. IC 27-13-43-3 IS ADDED TO THE INDIANA
4 CODE AS A NEW SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) Notwithstanding section 2
6 of this chapter, if a health maintenance organization fails to issue
7 a credentialing determination within thirty (30) days after
8 receiving a completed credentialing application form from a
9 provider, the health maintenance organization shall provisionally
10 credential the provider if the provider meets the following criteria:

11 (1) The provider has submitted a completed and signed
12 credentialing application form and any required supporting
13 material to the health maintenance organization.

14 (2) The provider was previously credentialed by the health
15 maintenance organization in Indiana and in the same scope of
16 practice for which the provider has applied for provisional
17 credentialing.

18 (3) The provider is a member of a provider group that is
19 credentialed and a participating provider with the health
20 maintenance organization.

21 (4) The provider is a network provider with the health
22 maintenance organization.

23 (b) The criteria for issuing provisional credentialing under
24 subsection (a) may not be less stringent than the standards and
25 guidelines governing provisional credentialing from the National
26 Committee for Quality Assurance or its successor organization.

27 (c) Once a health maintenance organization fully credentials a
28 provider that holds provisional credentialing, reimbursement
29 payments under the contract shall be retroactive to the date of the
30 provisional credentialing. The health maintenance organization
31 shall reimburse the provider at the rates determined by the
32 contract between the provider and the health maintenance
33 organization.

34 (d) If a health maintenance organization does not fully
35 credential a provider that is provisionally credentialed under
36 subsection (a), the provisional credentialing is terminated on the
37 date the health maintenance organization notifies the provider of
38 the adverse credentialing determination. The health maintenance
39 organization is not required to reimburse for services rendered
40 while the provider was provisionally credentialed.

41 SECTION 18. IC 31-9-2-31, AS AMENDED BY P.L.162-2011,
42 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2018]: Sec. 31. (a) "Custodian", for purposes of the juvenile law, means a person with whom a child resides.

(b) "Custodian", for purposes of IC 31-34-1, includes any person who is:

(1) a license applicant or licensee of:

(A) a foster home or residential child care facility that is required to be licensed or is licensed under IC 31-27;

(B) a child care center that is required to be licensed or is licensed under IC 12-17.2-4; or

(C) a child care home that is required to be licensed or is licensed under IC 12-17.2-5;

(2) a person who is responsible for care, supervision, or welfare of children while providing services as an owner, operator, director, manager, supervisor, employee, or volunteer at:

(A) a home, center, or facility described in subdivision (1);

(B) a child care ministry, as defined in IC 12-7-2-28.8, that is exempt from licensing requirements and is registered or required to be registered under IC 12-17.2-6;

(C) a home, center, or facility of a child care provider, as defined in ~~IC 12-7-2-149.1(4)~~; **IC 12-7-2-149.1(5)**;

(D) a home, center, or facility that is the location of a program that provides child care, as defined in section 16.3 of this chapter, to serve migrant children and that is exempt from licensing under IC 12-17.2-2-8(6), whether or not the program is certified as described in IC 12-17.2-2-9; or

(E) a school, as defined in section 113.5 of this chapter;

(3) a child caregiver, as defined in section 16.4 of this chapter;

(4) a member of the household of the child's noncustodial parent; or

(5) an individual who has or intends to have direct contact, on a regular and continuing basis, with a child for whom the individual provides care and supervision.

SECTION 19. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "opioid treatment program" refers to a program:

(1) through which opioid agonist medication is dispensed to an individual in the treatment of opiate addiction and for which certification is required under 42 CFR Part 8; and

(2) that is subject to IC 12-23-18.

(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying the impact that opioid treatment programs have on the neighborhoods and communities in the immediate area of the opioid treatment programs. An



1 interim study committee assigned a study under this SECTION
2 shall do the following:

3 (1) Consider the effect on the neighborhoods and communities
4 in the immediate area that the opioid treatment programs
5 have on the following:

6 (A) Criminal activity, including violent crimes, property
7 crimes, and drug related crimes.

8 (B) Emergency medical services, including the number of
9 calls for assistance, runs provided, and cases of overdoses.

10 (C) The effect on the local economy, including the area
11 property values.

12 (D) The effect on the residents' quality of life, including
13 any additional traffic and excessive noises.

14 (E) Any other direct impacts that opioid treatment
15 programs have on the surrounding area.

16 (2) Study other states' and localities' best practices to monitor
17 and regulate opioid treatment programs to reduce negative
18 impacts to the neighborhoods and communities in the
19 immediate area of the opioid treatment programs.

20 (c) This SECTION expires January 1, 2019.

21 SECTION 20. An emergency is declared for this act.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1007, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 3.

Page 4, delete lines 1 through 23, begin a new paragraph and insert:

"SECTION 1. IC 12-15-11-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. A provider desiring to participate in the Medicaid program by providing to individuals eligible for Medicaid services ~~other than physician services provided by a managed care provider~~, shall file a provider agreement with the office on forms provided by the office.

SECTION 2. IC 12-15-11-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. **(a)** A provider who participates in the Medicaid program must comply with the enrollment requirements that are established under rules adopted under IC 4-22-2 by the secretary.

(b) A provider who participates in the Medicaid program may be required to use the centralized credentials verification organization established in section 9 of this chapter.

SECTION 3. IC 12-15-11-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. **(a) The office shall implement a centralized credentials verification organization and credentialing process that:**

- (1) uses a common application, as determined by provider type;**
- (2) issues a single credentialing decision applicable to all Medicaid programs, except as determined by the office;**
- (3) recredentials and revalidates provider information not less than once every three (3) years;**
- (4) requires attestation of enrollment and credentialing information every six (6) months; and**
- (5) is certificated or accredited by the National Committee for Quality Assurance or its successor organization.**

(b) A managed care organization or contractor of the office may not require additional credentialing requirements in order to participate in a managed care organization's network. However, a contractor may collect additional information from the provider in order to complete a contract or provider agreement.

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(c) A managed care organization or contractor of the office is not required to contract with a provider.

(d) A managed care organization or contractor of the office shall:

(1) send representatives to meetings and participate in the credentialing process as determined by the office; and

(2) not require additional credentialing information from a provider if a non-network credentialed provider is used.

(e) Except when a provider is no longer enrolled with the office, a credential acquired under this chapter is valid until recredentialing is required.

(f) An adverse action under this section is subject to IC 4-21.5.

(g) The office may adopt rules under IC 4-22-2 to implement this section.

(h) The office may adopt emergency rules to implement this section. However, an emergency rule adopted under this section expires the earlier of:

(1) one (1) year after the rule was accepted for filing under IC 4-22-2-37.1(e); or

(2) June 30, 2019.

This subsection expires July 1, 2019.

(i) The office shall report the timeliness of determinations made under this section to the legislative council in an electronic format under IC 5-14-6 not later than December 31, 2018. This subsection expires January 1, 2019.

SECTION 4. IC 12-15-22-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. If after investigation the office determines that a provider has violated a Medicaid statute or rule adopted under a Medicaid statute, the office may impose at least one (1) of the following sanctions:

(1) Denial of payment to the provider for Medicaid services provided during a specified time.

(2) Rejection of a prospective provider's application for participation in the Medicaid program.

(3) Termination of a provider agreement permitting a provider's participation in the Medicaid program.

(4) Assessment of a civil penalty against the provider in an amount not to exceed three (3) times the amount paid to the provider in excess of the amount that was legally due.

(5) Assessment of an interest charge, at a rate not to exceed the rate established by IC 24-4.6-1-101(2) for judgments on money, on the amount paid to the provider in excess of the amount that



was legally due. The interest charge accrues from the date of the overpayment to the provider.

(6) Exclusion from the Medicaid program for a period of time consistent with 42 U.S.C. 1320a-7 et seq."

Page 5, delete lines 28 through 42.

Page 6, delete lines 1 through 40, begin a new paragraph and insert:

"SECTION 9. IC 12-23-19-3, AS AMENDED BY P.L.203-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. Except as provided in IC 12-23-19.5, mental health and addiction forensic treatment services may be administered or coordinated only by a provider certified ~~or licensed~~ by the division of mental health and addiction **or licensed by the Indiana professional licensing agency to provide mental health and addiction treatment services.**

SECTION 10. IC 25-23.6-5-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) The board may issue a temporary permit to an individual to profess to be a social worker or clinical social worker if the individual pays a fee and the individual:

- (1) has a valid license or certificate to practice from another state and the individual has passed an examination substantially equivalent to the level for which licensure is being requested;
- (2) is practicing in a state that does not license or certify social workers or clinical social workers, but is certified by a national association approved by the board and the individual has applied for a license from the board; or
- (3) has been approved by the board to take the examination and has graduated from a school or program approved by the board and the individual has completed any experience requirement.

(b) **Except as provided in subsection (e)**, a temporary permit expires the earlier of:

- (1) the date the individual holding the permit is issued a license under this article;
- (2) the date the board disapproves the individual's license application; or
- (3) one hundred eighty (180) days after the initial permit is issued.

(c) The board may renew a temporary permit if the individual holding the permit was scheduled to take the next examination and the individual:

- (1) did not take the examination; and
 - (2) shows good cause for not taking the examination.
- (d) A permit renewed under subsection (c) expires on the date the



individual holding the permit receives the results from the next examination given after the permit was issued, and may not be extended if the applicant has failed the examination.

(e) The board shall issue a temporary permit to practice social work to an individual who:

(1) meets the educational requirements for a license as a social worker; and

(2) pays a fee for the temporary permit set by the board.

A temporary permit issued under this subsection expires one (1) year after the date the permit is issued, without regard to the number of times the individual passes or fails the required examination to become a licensed social worker. The temporary permit may not be renewed.

SECTION 11. IC 25-23.6-8-1.5, AS ADDED BY P.L.134-2008, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. **(a)** An individual who applies for a license as a marriage and family therapist associate must meet the following requirements:

(1) Furnish satisfactory evidence to the board that the individual has:

(A) received a master's or doctor's degree in marriage and family therapy, or in a related area as determined by the board from an institution of higher education that meets the requirements under section 2.1(a)(1) of this chapter or from a foreign school that has a program of study that meets the requirements under section 2.1(a)(2) or 2.1(a)(3) of this chapter; and

(B) completed the educational requirements under section 2.5 of this chapter.

(2) Furnish satisfactory evidence to the board that the individual does not have a conviction for a crime that has a direct bearing on the individual's ability to practice competently.

(3) Furnish satisfactory evidence to the board that the individual has not been the subject of a disciplinary action by a licensing or certification agency of another state or jurisdiction on the grounds that the individual was not able to practice as a marriage and family therapist associate without endangering the public.

(4) Pay the fee established by the board.

(5) Pass an examination provided by the board.

(b) The board shall issue an associate temporary permit to practice marriage and family therapy to an individual who:

(1) meets the educational requirements for a license as a



marriage and family therapist;

(2) is pursuing the required clinical supervisory hours for a license as a marriage and family therapist; and

(3) pays a fee for the temporary permit set by the board.

An associate temporary permit issued under this subsection expires one (1) year after the date the permit is issued, without regard to the number of times the individual passes or fails the required examination to become a licensed marriage and family therapist. The temporary permit may not be renewed.

SECTION 12. IC 25-23.6-8.5-1.5, AS ADDED BY P.L.84-2010, SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. **(a)** An individual who applies for a license as a mental health counselor associate must meet the following requirements:

(1) Furnish satisfactory evidence to the board that the individual has:

(A) received a master's or doctor's degree in mental health counseling therapy or in a related area as determined by the board from an institution of higher education that meets the requirements under section 2 of this chapter or from a foreign school that has a program of study that meets the requirements under section 2(3)(A) or 2(3)(B) of this chapter; and

(B) completed the educational requirements under section 3 of this chapter.

(2) Furnish satisfactory evidence to the board that the individual does not have a conviction for a crime that has a direct bearing on the individual's ability to practice competently.

(3) Furnish satisfactory evidence to the board that the individual has not been the subject of a disciplinary action by a licensing or certification agency of another state or jurisdiction on the grounds that the individual was not able to practice as a mental health counselor associate without endangering the public.

(4) Pay the fee established by the board.

(5) Pass an examination provided by the board.

(b) The board shall issue an associate temporary permit to practice mental health counseling to an individual who:

(1) meets the educational requirements for a license as a mental health counselor;

(2) is pursuing the required clinical supervisory hours for a license as a mental health counselor; and

(3) pays a fee for the temporary permit set by the board.

An associate temporary permit issued under this subsection expires



one (1) year after the date the permit is issued, without regard to the number of times the individual passes or fails the required examination to become a licensed mental health counselor. The temporary permit may not be renewed.

SECTION 13. IC 25-23.6-10.5-1.5, AS ADDED BY P.L.225-2017, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. **(a)** An individual who applies for a license as an addiction counselor associate must meet the following requirements:

(1) Furnish satisfactory evidence to the board that the individual has:

(A) received a baccalaureate or higher degree in addiction counseling, or in a related area as determined by the board from:

- (i) an eligible postsecondary educational institution that meets the requirement under section 3(1) of this chapter; or
- (ii) a foreign school that has a program of study that meets the requirement under section 3(2) or 3(3) of this chapter; and

(B) completed the educational requirements under section 5 of this chapter.

(2) Furnish satisfactory evidence to the board that the individual does not have a:

- (A) conviction for a crime of violence (as defined in IC 35-50-1-2(a)(1) through IC 35-50-1-2(a)(18)); or
- (B) conviction in the previous two (2) years that has a direct bearing on the individual's ability to practice competently.

(3) Furnish satisfactory evidence to the board that the individual has not been the subject of a disciplinary action by a licensing or certification agency of another state or jurisdiction on the grounds that the individual was not able to practice as an addiction counselor associate without endangering the public.

(4) Pass an examination established by the board.

(5) Pay the fee established by the board.

(b) The board shall issue an associate temporary permit to practice addiction counseling or clinical addiction counseling to an individual who:

- (1) meets the educational requirements for a license as an addiction counselor or clinical addiction counselor;**
- (2) is pursuing the required clinical supervisory hours for a license as an addiction counselor or clinical addiction counselor; and**
- (3) pays a fee for the temporary permit set by the board.**



An associate temporary permit issued under this subsection expires one (1) year after the date the permit is issued, without regard to the number of times the individual passes or fails the required examination to become a licensed addiction counselor or clinical addiction counselor. The temporary permit may not be renewed."

Page 7, delete line 40.

Page 7, line 41, delete "meets" and insert **"insurer shall provisionally credential the provider if the provider meets"**.

Page 7, line 42, after "completed" insert **"and signed"**.

Page 8, line 1, after "form" insert **"and any required supporting material"**.

Page 8, line 2, delete "credentialed." and insert **"credentialed by the insurer in Indiana and in the same scope of practice for which the provider has applied for provisional credentialing."**

Page 8, delete lines 5 through 11, begin a new line block indented and insert:

"(4) The provider is a network provider with the insurer.

(f) The criteria for issuing provisional credentialing under subsection (e) may not be less stringent than the standards and guidelines governing provisional credentialing from the National Committee for Quality Assurance or its successor organization."

Page 8, line 12, delete "approves the credentialing application of" and insert **"fully credentials"**.

Page 8, line 15, delete "An insurer must make retroactive".

Page 8, delete lines 16 through 25 and insert **"The insurer shall reimburse the provider at the rates determined by the contract between the provider and the insurer.**

(h) If an insurer does not fully credential a provider that is provisionally credentialed under subsection (e), the provisional credentialing is terminated on the date the insurer notifies the provider of the adverse credentialing determination. The insurer is not required to reimburse for services rendered while the provider was provisionally credentialed."

Page 8, line 32, delete "the provider is deemed to be provisionally credentialed".

Page 8, line 33, delete "by".

Page 8, line 33, after "organization" insert **"shall provisionally credential the provider"**.

Page 8, line 35, after "completed" insert **"and signed"**.

Page 8, line 36, after "form" insert **"and any required supporting material"**.

Page 8, line 37, delete "credentialed." and insert **"credentialed by**



the health maintenance organization in Indiana and in the same scope of practice for which the provider has applied for provisional credentialing."

Page 8, delete lines 41 through 42.

Page 9, delete lines 1 through 6, begin a new line block indented and insert:

"(4) The provider is a network provider with the health maintenance organization.

(b) The criteria for issuing provisional credentialing under subsection (a) may not be less stringent than the standards and guidelines governing provisional credentialing from the National Committee for Quality Assurance or its successor organization."

Page 9, line 7, delete "approves the".

Page 9, line 8, delete "credentialing application of" and insert **"fully credentials"**.

Page 9, line 10, delete "A health".

Page 9, delete lines 11 through 22 and insert **"The health maintenance organization shall reimburse the provider at the rates determined by the contract between the provider and the health maintenance organization.**

(d) If a health maintenance organization does not fully credential a provider that is provisionally credentialed under subsection (a), the provisional credentialing is terminated on the date the health maintenance organization notifies the provider of the adverse credentialing determination. The health maintenance organization is not required to reimburse for services rendered while the provider was provisionally credentialed."

Page 10, after line 14, begin a new paragraph and insert:

"SECTION 20. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "opioid treatment program" refers to a program:

(1) through which opioid agonist medication is dispensed to an individual in the treatment of opiate addiction and for which certification is required under 42 CFR Part 8; and

(2) that is subject to IC 12-23-18.

(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying the impact that opioid treatment programs have on the neighborhoods and communities in the immediate area of the opioid treatment programs. An interim study committee assigned a study under this SECTION shall do the following:

(1) Consider the effect on the neighborhoods and communities in the immediate area that the opioid treatment programs



have on the following:

- (A) Criminal activity, including violent crimes, property crimes, and drug related crimes.
 - (B) Emergency medical services, including the number of calls for assistance, runs provided, and cases of overdoses.
 - (C) The effect on the local economy, including the area property values.
 - (D) The effect on the residents' quality of life, including any additional traffic and excessive noises.
 - (E) Any other direct impacts that opioid treatment programs have on the surrounding area.
 - (2) Study other states' and localities' best practices to monitor and regulate opioid treatment programs to reduce negative impacts to the neighborhoods and communities in the immediate area of the opioid treatment programs.
 - (c) This SECTION expires January 1, 2019.
- SECTION 21. An emergency is declared for this act.".
- Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1007 as introduced.)

KIRCHHOFFER

Committee Vote: yeas 12, nays 0.

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred House Bill No. 1007, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 4, between lines 33 and 34, begin a new paragraph and insert:
 "SECTION 8. IC 12-23-21.2-1, AS ADDED BY P.L.125-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. The following definitions apply throughout this chapter:

- (1) "Certified treatment provider" means a person certified by the division to provide opioid treatment services.
- (2) "Division" means the division of mental health and addiction.

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(3) "Opioid treatment services" means evidence based treatment and recovery support services provided in an inpatient, residential, or outpatient setting to individuals diagnosed with opioid use disorder. The services include:

- (A) opioid reversal medication;
- (B) addiction counseling;
- (C) inpatient detoxification; ~~and~~
- (D) medication assisted treatment, including a federal Food and Drug Administration approved long acting, nonaddictive medication for the treatment of opioid dependence; **and**
- (E) federal Food and Drug Administration approved percutaneous nerve stimulators for substance abuse disorders.**

(4) "Program" means the opioid treatment pilot program for opioid use disorder established under section 2 of this chapter.

SECTION 9. IC 12-23-21.2-5, AS ADDED BY P.L.125-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) The division shall collect data and report the outcomes of the services provided under this chapter to the legislative council in an electronic format under IC 5-14-6 not later than November 1, 2020.

(b) The report shall include the following:

- (1) The number of patients served by the program.
- (2) The average length of time spent in the program.
- (3) The number and type of opioid treatment services provided by the program, **including the number of patients who received percutaneous nerve stimulators for substance abuse disorders.**
- (4) The number of patients demonstrating improvement in functioning, as defined by the division, while receiving opioid treatment services in the program.
- (5) The number of patients who transitioned to opioid abstinence.
- (6) A summary description of the most effective opioid treatment services.
- (7) The patient relapse rate after leaving the program.
- (8) The number of patients arrested upon leaving the program, and the reason for the arrest, if known.
- (9) Recommendations to improve the effectiveness and efficiency of the program.

SECTION 10. IC 25-23.6-5-3.5, AS AMENDED BY P.L.192-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3.5. (a) The applicant for a license as a clinical social worker must have at least two (2) years of clinical social work



experience after receiving a graduate degree in social work and under the supervision of a qualified supervisor as determined by the board.

(b) If an individual is obtaining the clinical social work experience described in subsection (a) in Indiana, the individual must be licensed as a social worker under section 1 of this chapter.

(c) A doctoral internship may be applied toward the supervised clinical social work experience requirement.

(d) Except as provided in subsection (e), the clinical social work experience requirement may be met by work performed at or away from the premises of the qualified supervisor.

(e) The clinical social work requirement may not be performed away from the qualified supervisor's premises if:

- (1) the work is the independent private practice of clinical social work; and
- (2) the work is not performed at a place with the supervision of a qualified supervisor available.

(f) Any supervised clinical social work experience hours that an applicant accumulates under this chapter, **including hours obtained under a temporary permit issued under section 11(e) of this chapter**, do not expire and may be used by the applicant to satisfy the supervised clinical social work experience requirements under this chapter."

Page 5, delete lines 25 through 26, begin a new line block indented and insert:

"(1) either:

(A) meets the educational requirements for a license as a social worker; or

(B) holds a diploma in social work from an accredited institution; and"

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

(Reference is to HB 1007 as printed January 26, 2018.)

CHARBONNEAU, Chairperson

Committee Vote: Yeas 9, Nays 0.



COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Engrossed House Bill No. 1007, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to EHB 1007 as printed February 23, 2018.)

MISHLER, Chairperson

Committee Vote: Yeas 13, Nays 0

SENATE MOTION

Madam President: I move that Engrossed House Bill 1007 be amended to read as follows:

Page 6, line 16, delete "chapter, including hours obtained" and insert "chapter **after being licensed as a social worker under section 1 of this chapter**".

Page 6, delete line 17.

Page 6, line 18, delete "chapter,".

Page 6, between lines 20 and 21, begin a new paragraph and insert:

"(g) After obtaining a temporary permit under section 11(e) of this chapter, any supervised clinical social work experience hours that an applicant accumulates under this chapter before the temporary permit expires may be used by the applicant to satisfy the supervised clinical social work experience requirements under this chapter during the following time after the applicant obtained the temporary permit:

(1) For not more than four (4) years.

(2) After the four (4) year period, if approved by the board."

Page 6, line 25, delete ":" and insert "**meets the requirements set forth in subsection (b).**".

Page 6, strike lines 26 through 35.

Page 6, line 36, delete "Except as provided in subsection (e),".

Page 6, line 36, strike "a temporary permit".

Page 6, strike lines 37 through 42.

Page 7, strike lines 1 through 9.

Page 7, line 10, delete "(e)".

Page 7, line 12, delete "either:" and insert "**meets the educational requirements for a license as a social worker; and**".

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Page 7, delete lines 13 through 16.

Page 8, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 12. IC 25-23.6-8-10 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 10: (a) The board may issue a temporary permit to an individual to profess to be a marriage and family therapist if the individual pays a fee and the individual:

(1) has a valid license or certificate to practice from another state and the individual has applied for a license from the board;

(2) is practicing in a state that does not license or ~~CERTIFY~~ marriage and family therapists; but is certified by a national association approved by the board and the individual has applied for a license from the board; or

(3) has been approved by the board to take the examination and has graduated from a school or program approved by the board and the individual has completed any experience requirement.

(b) A temporary permit expires the earlier of:

(1) the date the individual holding the permit is issued a license under this article;

(2) the date the board disapproves the individual's license application; or

(3) one hundred eighty (180) days after the initial permit is issued.

(c) The board may renew a temporary permit if the individual holding the permit was scheduled to take the next examination and the individual:

(1) did not take the examination; and

(2) shows good cause for not taking the examination.

(d) A permit renewed under subsection (c) expires on the date the individual holding the permit receives the results from the next examination given after the permit was issued."

Page 9, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 14. IC 25-23.6-8.5-10 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 10: (a) The board may issue a temporary permit to an individual to profess to be a mental health counselor if the individual pays a fee and the individual:

(1) has a valid license or certificate to practice from another state and the individual has applied for a license from the board;

(2) is practicing in a state that does not license or certify mental health counselors; but is certified by a national association approved by the board and the individual has applied for a license from the board; or

(3) has been approved by the board to take the examination and has graduated from a school or program approved by the board



and the individual has completed any experience requirement:

(b) A temporary permit expires the earlier of:

- (1) the date the individual holding the permit is issued a license under this article; or
- (2) the date the board disapproves the individual's license application:

(c) The board may renew a temporary permit if the individual holding the permit was scheduled to take the next examination and the individual:

- (1) did not take the examination; and
- (2) shows good cause for not taking the examination:

(d) A permit renewed under subsection (c) expires on the date the individual holding the permit receives the results from the next examination given after the permit was issued."

Page 10, between lines 14 and 15, begin a new paragraph and insert:

"SECTION 16. IC 25-23.6-10.5-10 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 10: (a) The board may issue a temporary permit to allow an individual to profess to be a licensed addiction counselor or licensed clinical addiction counselor if the individual pays a fee established by the board and the individual:

- (1) has a valid license or certificate to practice from another state and the individual has applied for a license from the board;
- (2) is practicing in a state that does not license addiction counselors or therapists but is certified by a national association approved by the board and the individual has applied for a license from the board; or
- (3) has been approved by the board to take the examination and has graduated from a school or program approved by the board and the individual has completed any experience requirement:

(b) A temporary permit issued under this section expires the earliest of:

- (1) the date the individual holding the permit is issued a license under this article;
- (2) the date the board disapproves the individual's license application; or
- (3) one hundred eighty (180) days after the initial permit is issued:

(c) The board may renew a temporary permit if the individual holding the permit is scheduled to take the next examination and the individual:

- (1) does not take the examination; and
 - (2) shows good cause for not taking the examination:
- (d) A permit renewed under subsection (c) expires on the date the



individual holding the permit receives the results from the next examination given after the permit was issued."

Page 10, line 29, after "(c)" insert **"A policy of accident and sickness insurance that provides coverage for substance abuse or chemical dependency treatment shall provide the coverage for substance abuse or chemical dependency treatment that is rendered by a marriage and family therapist licensed under IC 25-23.6-8 if the rendered service is within the scope of practice of the marriage and family therapist.**

(d)".

Renumber all SECTIONS consecutively.

(Reference is to EHB 1007 as printed March 2, 2018.)

HEAD

SENATE MOTION

Madam President: I move that Engrossed House Bill 1007 be amended to read as follows:

Page 4, delete lines 34 through 42.

Page 5, delete lines 1 through 36.

Renumber all SECTIONS consecutively.

(Reference is to EHB 1007 as printed March 2, 2018.)

RAATZ

